

State of South Dakota

SEVENTY-EIGHTH SESSION
LEGISLATIVE ASSEMBLY, 2003

984I0401

HOUSE BILL NO. 1184

Introduced by: Representatives Teupel, Cutler, Dykstra, Hanson, Madsen, and Weems and
Senators Abdallah, Greenfield, Schoenbeck, Sutton (Dan), and Sutton
(Duane)

1 FOR AN ACT ENTITLED, An Act to revise certain fees concerning the garnishment of wages.

2 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

3 Section 1. That § 21-18-9 be amended to read as follows:

4 21-18-9. If a garnishee summons, affidavit, and garnishment disclosure is served personally
5 or by certified mail, the garnishee shall be paid ~~the~~:

6 (1) The sum of fifteen dollars for a single garnishment to reimburse the garnishee for the
7 expense of preparing the garnishment disclosure which sum shall be taxed as a part
8 of the plaintiff's costs; and

9 (2) The sum of five dollars each month for a continuing garnishment to reimburse the
10 garnishee for ongoing administrative expenses. This sum shall be taxed as a part of the
11 plaintiff's costs.

12 If the garnishee is not paid, the garnishment proceeding is void. The return of service of the
13 garnishee summons shall include a statement that the sum was paid. The garnishment disclosure
14 shall be returned to the plaintiff and filed with the court.

